

HOUSE BILL NO. 298

INTRODUCED BY T. FACEY

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING LOCAL GOVERNMENTS TO ADOPT STATE-APPROVED BUILDING CODES BY AN ORDINANCE AUTHORIZING THE ADOPTION BY AN ADMINISTRATIVE ACTION; AMENDING SECTION 50-60-301, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 50-60-301, MCA, is amended to read:

"50-60-301. Municipal and county building codes authorized -- health care facility and public health center doors -- fee adjustment for model plans. (1) The local legislative body of a municipality or county may adopt a building code ~~by ordinance~~ to apply to the municipal or county jurisdictional area by an ordinance:

(a) adopting a building code; or

(b) authorizing the adoption of a building code by administrative action.

(2) A municipal or county building code may include only codes adopted by the department.

(3) Any provision of a building code requiring the installation or maintenance of self-closing or automatic closing corridor doors to patient rooms does not apply to health care facilities, as defined in 50-5-101, or to a public health center, as defined in 7-34-2102.

(4) (a) When the same single-family dwelling plan is constructed at more than one site, the municipality or county shall, after the first examination of the plan, adjust the required plan fee to reflect only the cost of reviewing requirements pertaining to the review of:

(i) zoning;

(ii) footings, foundations, and basements;

(iii) curbs;

(iv) gutters;

(v) landscaping;

(vi) utility connections;

- 1 (vii) street requirements;
2 (viii) sidewalks; and
3 (ix) other requirements related specifically to the exterior of the building.
4 (b) If a building contractor alters the single-family dwelling plan referred to in subsection (4)(a) in
5 a fashion that substantially affects the building code requirements, the municipality or county may impose
6 the full examination fee permitted under 50-60-106."

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8 NEW SECTION. **Section 2. Effective date.** [This act] is effective on passage and approval.

9 - END -